

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3841

IN THE MATTER OF:

Served November 7, 1991

Application of WHEELCHAIR EXPRESS,)
INC., for a Certificate of)
Authority -- Irregular Route)
Operations)

Case No. AP-91-29

By Order No. 3819, served September 24, 1991, applicant was directed, inter alia, to "publish once in a newspaper of general circulation in the Metropolitan District notice of this application" On October 8, 1991, a certificate of publication was filed showing that the notice "was published in the Montgomery Journal, a newspaper in the County/City of Montgomery (MD)" The Commission finds that such publication does not meet the requirement of Order No. 3819 that it be published in a newspaper of general circulation in the Metropolitan District. Therefore, applicant will again be directed to publish notice of this application, and a new protest date will be established.

THEREFORE, IT IS ORDERED:

1. That Wheelchair Express, Inc., shall publish once in a newspaper of general circulation in the Metropolitan District notice of this application in the form prescribed by the staff of the Commission, no later than Friday, November 15, 1991.

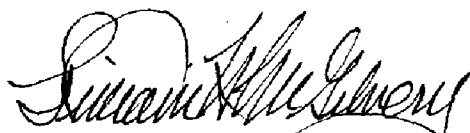
2. That Wheelchair Express, Inc., shall file with the Commission no later than Monday, December 1, 1991, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That any person wanting to protest the issuance of a Certificate of Authority to Wheelchair Express, Inc., shall do so in accordance with Commission Rule No. 13 and Regulation No. 54-04(a), and any person wanting to comment on this matter, other than by protest, shall do so in writing, in accordance with Regulation No. 54-04(a), by filing such protest or comment at the office of the Commission, 1828 L Street, N.W., Suite 703, Washington, DC 20036-5104, no later than Monday, December 1, 1991, and shall simultaneously serve a copy of such protest or comment on applicant's representative, Michael W. Beasley, Esq., 1101 - 17th Street, N.W., Suite 1004, Washington, DC 20036-4798.

4. That any person seeking a formal oral hearing on this matter shall request one in accordance with Commission Regulation No. 54-04(b) no later than Monday, December 1, 1991, and shall

simultaneously serve a copy of such request on applicant's representative, Michael W. Beasley, Esq., 1101 - 17th Street, N.W., Suite 1004, Washington, DC 20036-4798.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:



William H. McGilvery
Executive Director